

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
GREENVILLE DIVISION**

JOHN D. STREET, JR.

PLAINTIFF

V.

NO. 4:06CV206-MPM-JAD

ROSALIND JOHNSON, et al.

DEFENDANTS

CONSOLIDATED WITH

JOHN D. STREET, JR.

PLAINTIFF

V.

NO. 4:07CV092-MPM-JAD

MARVIN OVERSTREET, et al.

DEFENDANTS

**ORDER ADOPTING
REPORT AND RECOMMENDATION**

The Plaintiff, an inmate, brings this complaint *pro se* pursuant to 42 U.S.C. § 1983. The Magistrate Judge has submitted a Report dated June 26, 2009, recommending the dismissal of civil action 4:07CV092 against Defendants Michael Dave, Brenda Brown, Doe Coleman and Debra Pannel.

The Report was on that date duly served by mail upon the Plaintiff and Defendants at their last known addresses; that more than ten days have elapsed since service of the Report and Recommendation; and that no objection to the Report and Recommendation has been served or filed by any party. The court is of the opinion that the Magistrate Judge's Report and Recommendation should be approved and adopted as the opinion of the court.

THEREFORE, it is hereby **ORDERED** that

(1) the Report and Recommendation (docket entry 50) is **APPROVED** and **ADOPTED** as the opinion of this court;

(2) Defendants Michael Dave, Brenda Brown, Doe Coleman and Debra Pannel are **DISMISSED WITH PREJUDICE**; and

(3) Plaintiff may proceed with his claim against the remaining Defendants.

SO ORDERED, this the 3rd day of August, 2009.

/s/ MICHAEL P. MILLS
CHIEF JUDGE
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF MISSISSIPPI